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October 14, 2003

VIA FACSIMILE  
EXPEDITED PROCEDURE

To: Examiner Carolyn Smith Facsimile No. 703-872-9307  
 Group Art Unit No. 1631  
 U. S. P. T. O.

From: Phillip E. Miller Facsimile No. 703-761-2375

Re: Enclosed §1.116 Amendment  
 U. S. Patent Application Serial No. 09/870,009  
 Our Ref: YOR.418

Dear Examiner Smith:

Enclosed is an Amendment which is responsive to the July 11, 2003 Office Action, and which should place the above-referenced case in condition for allowance.

Thank you in advance for your kind consideration of this case.

Very truly yours,  
  
 Phillip E. Miller

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PEM/tw  
 Enclosure

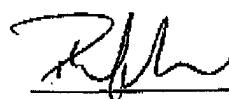
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Serial No. 09/870,009  
Docket No. JP920000069US1

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**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the foregoing Amendment was filed by facsimile with the United States Patent and Trademark Office, Examiner Carolyn Smith, Group Art Unit # 1631 at fax number (703) 872-9307 this 14th day of October, 2003.



Phillip E. Miller  
Reg. No. 46,060

PBM  
YORK 418Attorney's Post Card Filing Receipt  
Serial Number: 09/870,009  
Papers Filed On: 5/8/03

Attorney's Docket Number: 10920000901

Patent  Trademark Applicant's Name: Krishmeyer et al.  
Papers Filed Herewith:

Application Filing Date: 5/8/03

Amendment  Request for Extension of Time  CPA Request  
 Notice of Appeal  Appeal Brief (in triplicate)  Reply Brief  
 IDS  1449 Form w/ \_\_\_ Documents  Priority Document(s)  
 Assignment  Recordation Cover Sheet  Formal Drawings  
 Drawing Corrections  Issue Fee Transmittal  Missing Parts  
 Other Appointment of Associate Attorney

Fees Filed Herewith: \$  Check  Charge Deposit Account: \_\_\_\_\_

Hand Delivered

PBM  
YORK 418Attorney's Post Card Filing Receipt  
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Patent  Trademark Applicant's Name: Krishmeyer et al.  
Papers Filed Herewith:Application Filing Date: 5/8/03  
MAY 8 9 2003

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 Other Appointment of Associate Attorney

Fees Filed Herewith: \$  Check  Charge Deposit Account: \_\_\_\_\_

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Received from &lt;703 761 2376&gt; at 10/14/03 9:15:27 PM [Eastern Daylight Time]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Kashima et al.

Serial No.: 09/870,009 Group Art Unit: 1631

Filed: May 30, 2001 Examiner: Carolyn L. Smith

For: NUCLEOTIDE SEQUENCE FOR IDENTIFYING A SOURCE OF GENETIC INFORMATION, AND DNA AND CELL INCLUDING THE SAME

Honorable Commissioner of Patents  
Box AF  
Alexandria, VA 22313-1450**AMENDMENT UNDER 37 C.F.R. § 1.116**

Sir:

In response to the Final Office Action dated July 11, 2003, please amend the above-identified application as follows:

**INTRODUCTORY COMMENTS**

Claims 5, 8-12 and 15-27 are all the claims presently pending in the application. Claims 5, 8, 11-12, 15-16, 23-24 and 27 have been amended to more clearly define the invention. Claims 5, 8, 11-12 and 15 are independent.

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